

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

<b>KENNETH BELL et al,</b>	)	
<b>on behalf of themselves and all others</b>	)	
<b>similarly situated,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 1:20-CV-00461</b>
	)	
<b>CAL-MAINE FOODS et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**NOTICE OF DISMISSAL OF THE KROGER CO.**

Plaintiffs hereby notify the court of the voluntary dismissal without prejudice of The Kroger Co. This dismissal is pursuant to Rule 41(A)(1)(a)(i) of the Federal Rules of Civil Procedure, as this defendant has neither answered nor filed a motion for summary judgment.

Respectfully submitted this 3rd day of July, 2020.

Respectfully submitted,

/s/ Alexander McSwain  
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**CERTIFICATE OF SERVICE**

A copy of the foregoing has been filed with the Court's electronic filing system (CM/ECF) which serves copies to all counsel of record on July 3, 2020.

/s/ Alexander McSwain  
OF COUNSEL